

## **REMARKS**

Favorable reconsideration in view of the previous amendments and following remarks is respectfully requested.

Claims 1, 6, 7, 12, 13, 18 and 20-37 are pending. By this Amendment, claims 13 and 18 are amended to anticipate rejections under 35 U.S.C. § 101 and new claims 35-37 are added.

Currently, claims 6, 12, 20-31, 33 and 34 are withdrawn as a result of the November 9, 2009 election of species requirement. Currently, claims 1, 7, 13, 18 and 32 are under examination. Applicant respectfully requests that upon allowance of the examined claims that withdrawn claims 6, 12, and 33 be reintroduced.

### **Claim Rejections under 35 U.S.C. § 103**

The Office Action rejects claims 1, 7, 13, 18, and 32 under 35 U.S.C. §103(a) as being unpatentable over Teraura (U.S. 6,827,279) in view of Nishigai et al. ("Nishigai") (U.S. 5,825,911).

Teraura and Nishigai cannot support a rejection of independent claims 1, 7, and 13 under 35 U.S.C. §103(a) because, taken individually or in combination, these references lack disclosing, teaching, or suggesting the subject matter recited in the claims. (See M.P.E.P. §2143.03).

Teraura does not disclose, teach, or suggest "an electronic tag storing original image data" as recited in claim 1. Moreover, Applicant respectfully submits Teraura also lacks disclosing, teaching, or suggesting "a printing unit for printing the original image data" where the original image data was stored on an electronic tag as recited in claim 1.

In Teraura there is no disclosure of printing data that is contained in the RFID tag. In each of the embodiments described in Teraura, a document is scanned or read and the image on the document that has been scanned or read is printed. For example, at column 7, the paragraph beginning at line 23, Teraura discloses that the software is delivered together with the manual. The software is stored in the RFID tag as digital data and the manual is printed on the sheets of the printing paper 13. The data of the software is stored in the RFID tag and the characters and graphic data included in the manual are transmitted to the copy machine 1. In another embodiment described in column 9 at the paragraph beginning at line 1, the printing unit 11 prints the image data including characters etc. that are read from the sheet of document paper 61. Teraura clearly distinguishes RFID data from image data that is scanned in step B1. It is the data that is scanned in step B1 that is printed. The RFID data is not printed. Teraura also does not disclose, teach or suggest an electronic tag storing original image data wherein the original image data is printed by a printing unit.

The Office Action also alleges Nishigai teaches the "printing unit issues a blank paper as an output, when a document is judged not as an electronically tagged matter" as recited in claim 1. However, Applicant respectfully submits claim 1 is allowable for at least the reasons discussed above because Nishigai does not cure the deficiencies of Teraura.

Accordingly, reconsideration and withdrawal of the rejections and allowance of the claims is respectfully requested.

Independent claims 7, and 13, although having different scope than claim 1, recite similar features to those in claim 1. Accordingly, Applicant respectfully submits

claims 7 and 13 are also allowable over Teraura in view of Ojha and further in view of Nishigai.

Additionally, Applicant respectfully submits that claims 18 and 32 are allowable over Teraura in view of Nishigai at least due to their corresponding dependence from claim 13.

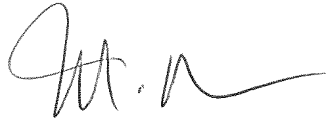
Moreover, Applicant respectfully submits that new claims 35, 36 and 37 are allowable over Teraura in view of Nishigai at least due to their corresponding dependence from claims 1, 7 and 13.

**Conclusion**

Reconsideration and withdrawal of the rejections, and allowance of all pending claims, are respectfully requested.

Respectfully submitted,

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